

U.S. Department of Labor

Benefits Review Board  
200 Constitution Ave. NW  
Washington, DC 20210-0001



BRB No. 16-0666 BLA

WAYNE D. POWERS	)	
	)	
Claimant-Petitioner	)	
	)	
v.	)	DATE ISSUED: 03/12/2019
	)	
CUMBERLAND RIVER COAL	)	
COMPANY/ARCH COAL,	)	
INCORPORATED	)	
	)	
Employer/Carrier-	)	
Respondents	)	
	)	
DIRECTOR, OFFICE OF WORKERS'	)	
COMPENSATION PROGRAMS, UNITED	)	
STATES DEPARTMENT OF LABOR	)	ORDER on
	)	RECONSIDERATION
Party-in-Interest	)	EN BANC

As no member of the Board has affirmatively voted to vacate or modify the decision herein, the motion for reconsideration filed by employer is DENIED. 33 U.S.C. §921(b)(5); 20 C.F.R. §§801.301(c), 802.407(a), (d), 802.409.

By Order of the Board:

Thomas O. Shepherd, Jr.  
Clerk of the Appellate Boards